IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

AUG 1 9 2010

JULIA C. DUDLEY, CLERK
BY:

| GEORGE THEODORE FITZGERALD | ,) |
|---------------------------------|----------------------------------|
| Plaintiff, |) Civil Action No. 7:10-CV-00364 |
| v. |) FINAL ORDER |
| SHERIFF R. N. SPRINKLE, et al., |) By: Samuel G. Wilson |
| Defendants. |) United States District Judge |

In accordance with the Memorandum Opinion entered this day, it is hereby

ADJUDGED AND ORDERED

that this action shall be and hereby is **DISMISSED** as frivolous, pursuant to 28 U.S.C. § 1915A(b)(1), and this case shall be **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send a copy of this Order and accompanying Memorandum Opinion to plaintiff.

ENTER: This 1910 day of August, 2010.

United States District Judge